IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

WEDNESDAY, THE 13TH JUNE 2007 / 23RD JYAISHTA 1929

WP(C).No. 18039 of 2007(V)

PETITIONER:

MOHAMMED IQBAL, S/O.HASSAN RAWTHER,
FATHIMA COTTAGE, PAIPPAD, CHANGANACHERRY.

BY ADV. SRI.M.P.MADHAVANKUTTY

RESPONDENTS:

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1. DEPUTY TAHSILDAR, CHENGANOOR, ALAPPUZHA.

2. DISTRICT COLLECTOR, ALAPPUZHA.

3. SUB INSPECTOR OF POLICE,
KEEZHVAIPUR POLICE STATION,
MALLAPPALLY, PATHANAMTHITTA.

BY GOVT. PLEADER SRI.I.V.PRAMOD.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 13/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S. SIRI JAGAN, J.

WP(C) NO. 18039 OF 2007 V

Dated this the 13th day of June, 2007

J U D G M E N T

The petitioner's vehicle bearing Reg.No.KL-04/D-4528 has been seized by the respondents on allegation of transport of river sand illegally. No final orders have been passed yet by the second respondent. The petitioner seeks interim custody of the vehicle pending passing final orders by the second respondent.

2. I have heard learned counsel for the petitioner as also the learned Government Pleader.

3. In the facts and circumstances of the case, the writ petition is disposed of on the following terms:-

The second respondent shall pass final orders in the matter, as expeditiously as possible. Pending passing of final orders, the second respondent shall release the petitioner's vehicle to him on his depositing an amount of

Rs.25,000/- (rupees twenty five thousand only) and producing proof of ownership of the vehicle. This is subject to further condition that the petitioner shall not alienate or otherwise part with possession of the vehicle until final orders are passed by the second respondent.

The writ petition is disposed of with the above direction.

S. SIRI JAGAN,
Judge

Mbs/

S.SIRI JAGAN, J

W.P.(C) NO. OF 2001

J U D G M E N T

DATED:01-06-2007